



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(MBHB Case No.: 00-1281)

In re Application of:  
Necka, et al.

Serial No.: 09/772,095

Filed: January 26, 2001

For: System and Method for a Specialized Dynamic)  
Host Configuration Protocol Proxy in a Data- )  
Over-Cable Network

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) Group Art Unit: 2661  
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) Examiner: Moore, Ian N.  
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)

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**REQUEST FOR CORRECTION OF PATENT TERM ADJUSTMENT**

Dear Sir:

This paper is submitted in response to the Notice of Allowance and Determination of Patent Term Adjustment mailed March 1, 2005.

The patent term adjustment was determined to be 801 days. However, additional time should be added to this calculation. The adjustment should be calculated as follows: 801 days due to delay in receiving first office action; plus 7 days due to a delay in receiving an Office Action after a response to the first Office Action was submitted.

A response to an Office Action was mailed 7.12.04 and a final rejection was not mailed until 11.19.04. Thus, the time after four months from when the response was mailed (e.g., between 11.12.04 to 11.19.04) should be added to the calculation. The error by the patent office occurred within PAIR, as the date entered for the response after non-final rejection is incorrect.

Respectfully submitted,  
McDonnell Boehnen Hulbert & Berghoff LLP

Date: 5/6/05

By: Joseph A. Herndon  
Reg. No. 50,469